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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JAMES TOMCIK;

Plaintiff,

vs.

KASEYA DEVELOPMENT, LLC;  
KASEYA US SALES, LLC; KASEYA  
MANAGEMENT, LLC; KASEYA US LLC;  
DOES I through X; and ROE  
Corporations XI through XX, inclusive,

Defendant.

Case No: 2:19-cv-01761-KJD-EJY

**~~STIPULATION AND ORDER TO~~  
EXTEND TIME TO RESPOND TO  
DEFENDANT'S MOTION TO  
DISMISS (ECF NO. 7)**

**(FIRST REQUEST)**

**STIPULATION AND ORDER TO EXTEND TIME  
TO RESPOND TO DEFENDANTS' MOTION TO DISMISS (ECF NO. 7)**

IT IS HEREBY STIPULATED AND AGREED between counsel for Plaintiff James Tomcik ("Plaintiff") and Defendants Kaseya Development, LLC, Kaseya US, LLC and Kaseya Management LLC (collectively "Defendants") as follows:

**WHEREAS**, on or about September 11, 2019, Plaintiff filed in the Eighth Judicial District Court a Complaint (the "Complaint"), which was assigned Case No. A-19-801739-C (the "Lawsuit");

**WHEREAS**, on or about September 18, 2019, Plaintiff served the Defendants with the Complaint;

**WHEREAS**, on or about October 9, 2019, Defendants filed a Notice of Removal with the United States District Court, District of Nevada (ECF No. 1);

**WHEREAS**, Defendants filed its Motion to Dismiss (ECF No. 7) on or about October 21, 2019;

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**WHEREAS**, Plaintiff's response to the Motion to Dismiss is currently due by November 4, 2019;

**WHEREAS**, due to scheduling conflicts and Plaintiff's counsel being out of the jurisdiction, the Parties agree to an additional fourteen (14) day extension through November 18, 2019, for Plaintiff to respond to the Motion to Dismiss; and,

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**WHEREAS**, this is the first request for an extension regarding the filing of Plaintiff's response to Defendants' Motion to Dismiss, which is made in good faith, not for purposes of delay, and neither party is prejudiced by this extension.

Dated: October 31st, 2019

Dated: October 31st, 2019

Respectfully submitted,

Respectfully submitted,

By /s/ Christian Gabroy, Esq.  
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*Attorneys for Defendants Kaseya  
Development, LLC, Kaseya Management,  
LLC and Kaseya US LLC*

IT IS SO ORDERED

UNITED STATES DISTRICT JUDGE

Dated: November 5, 2019